

# CONGRESSIONAL RECORD.

## PROCEEDINGS AND DEBATES OF THE FIFTY-EIGHTH CONGRESS.

### FIRST SESSION.

#### SENATE.

MONDAY, November 9, 1903.

The first session of the Fifty-eighth Congress commenced this day at the Capitol, in the city of Washington, in pursuance of the proclamation of the President of the United States of the 20th day of October, 1903.

The PRESIDENT pro tempore (Mr. WILLIAM P. FRYE, a Senator from the State of Maine) took the chair and called the Senate to order at 12 o'clock noon.

#### PRAYER.

Rev. F. J. PRETTYMAN, of the city of Washington, offered the following prayer:

Glory be to the Father, to the Son, and to the Holy Ghost, the only true and wise God. To Him be praise and glory and power and dominion forever and ever. Thou God of our fathers we worship Thee. We bring to Thee our grateful tribute of praise, for Thou art still our God. Thou didst look upon us in our poverty and hast brought us into great possessions. Thou didst care for us in our weakness and hast given to us a name and place and power in all the earth. Thou hast raised up men among us who have embodied the forces of righteousness and truth. Thy hand has guided our national destiny to this good hour.

Amidst the tremendous responsibilities of the hour we look to Thee for that wisdom which cometh from above, for the wisdom which is first pure, then peaceable, gentle, and easy to be entreated, full of mercy and of good fruits, without partiality, and without hypocrisy.

We pray Thy blessing upon each member of this honorable Senate, that having the fear of God with them they may bring all of their deliberations into accord with the eternal issues of the acts of this Assembly. We pray Thy blessing upon the citizenship of this land, that they may faithfully discharge their political duties as freemen with patriotic devotion to our free institutions.

We pray that Thou wilt write all of the history of this Congress in the symbols of truth and righteousness, that it may stand among the councils of the nations as God's latest deliverance of peace and good will toward men. We ask it for Christ's sake. Amen.

#### THE PROCLAMATION.

The PRESIDENT pro tempore. The Secretary will read the proclamation of the President of the United States convening Congress in extraordinary session.

The Secretary read the proclamation, as follows:

BY THE PRESIDENT OF THE UNITED STATES.

#### A PROCLAMATION.

Whereas by the resolution of the Senate of March 19, 1903, the approval by Congress of the reciprocal commercial convention between the United States and the Republic of Cuba, signed at Habana on December 11, 1902, is necessary before the said convention shall take effect; and

Whereas it is important to the public interests of the United States that the said convention become operative as early as may be:

Now, therefore, I, Theodore Roosevelt, President of the United States of America, by virtue of the power vested in me by the Constitution, do hereby proclaim and declare that an extraordinary occasion requires the convening of both houses of the Congress of the United States at their respective Chambers in the city of Washington, on the 9th day of November next, at 12 o'clock noon, to the end that they may consider and determine whether the approval of the Congress shall be given to the said convention.

All persons entitled to act as members of the Fifty-eighth Congress are required to take notice of this proclamation.

Given under my hand and the seal of the United States, at Washington, the

20th day of October, in the year of our Lord one thousand nine hundred and three and of the Independence of the United States the one hundred and twenty-eighth.

THEODORE ROOSEVELT.

By the President:  
JOHN HAY,  
Secretary of State.

#### SENATOR FROM FLORIDA.

Mr. BACON. Mr. President, in the absence of the Senator from Florida [Mr. TALIAFERRO], I beg leave to present the certificate of election of Hon. Stephen R. Mallory to the Senate. I ask that the credentials may be read and placed on file.

Mr. HOAR. Should not the roll be called before other business is transacted, to ascertain whether a quorum is present?

The PRESIDENT pro tempore. The Chair is under the impression that a Senator-elect who is present and desires to have the oath administered to him has a right to be sworn. The Chair examined the precedents and found them to be in that direction. The Secretary will read the credentials.

The Secretary read the credentials of Stephen R. Mallory, chosen by the legislature of the State of Florida a Senator from that State for the term beginning March 4, 1903.

The PRESIDENT pro tempore. The credentials will be placed on file.

Mr. BACON. I ask that the oath of office be administered to the Senator-elect from Florida.

The PRESIDENT pro tempore. The Senator-elect will present himself at the desk, and the Chair will administer the oath prescribed by law.

Mr. Mallory was escorted to the Vice-President's desk by Mr. BACON; and the oath prescribed by law having been administered to him, he took his seat in the Senate.

#### SENATORS PRESENT.

The PRESIDENT pro tempore. The Secretary will call the roll of the Senate.

The Secretary called the roll, and the following Senators answered to their names:

From the State of—

Alabama—John T. Morgan and Edmund W. Pettus.

Arkansas—James H. Berry and James P. Clarke.

California—Thomas R. Bard and George C. Perkins.

Colorado—Henry M. Teller.

Connecticut—Orville H. Platt.

Delaware—J. Frank Allee and L. Heisler Ball.

Florida—Stephen R. Mallory.

Georgia—Augustus O. Bacon and Alexander S. Clay.

Idaho—Fred T. Dubois.

Illinois—Shelby M. Cullom and Albert J. Hopkins.

Indiana—Albert J. Beveridge and Charles W. Fairbanks.

Iowa—William B. Allison.

Kansas—Joseph R. Burton and Chester I. Long.

Kentucky—Joseph C. S. Blackburn and James B. McCreary.

Louisiana—Murphy J. Foster.

Maine—William P. Frye and Eugene Hale.

Maryland—Arthur P. Gorman and Louis E. McComas.

Massachusetts—George F. Hoar and Henry Cabot Lodge.

Michigan—Russell A. Alger and Julius C. Burrows.

Mississippi—H. D. Money.

Missouri—Francis M. Cockrell and William J. Stone.

Montana—William A. Clark and Paris Gibson.

Nevada—William M. Stewart.

*New Hampshire*—Henry E. Burnham and Jacob H. Gallinger.  
*New Jersey*—John F. Dryden and John Kean.  
*New York*—Chauncey M. Depew and Thomas C. Platt.  
*North Carolina*—Lee S. Overman.  
*North Dakota*—Henry C. Hansbrough and Porter J. McCumber.  
*Ohio*—Joseph B. Foraker and Marcus A. Hanna.  
*Oregon*—Charles W. Fulton and John H. Mitchell.  
*Pennsylvania*—Boies Penrose.  
*Rhode Island*—Nelson W. Aldrich and George P. Wetmore.  
*South Carolina*—Asbury C. Latimer.  
*South Dakota*—Robert J. Gamble and A. B. Kittredge.  
*Tennessee*—Edward W. Carmack.  
*Texas*—Joseph W. Bailey and Charles A. Culberson.  
*Utah*—Thomas Kearns and Reed Smoot.  
*Vermont*—William P. Dillingham and Redfield Proctor.  
*Virginia*—Thomas S. Martin.  
*Washington*—Levi Ankeny and Addison G. Foster.  
*West Virginia*—Stephen B. Elkins and Nathan B. Scott.  
*Wisconsin*—Joseph V. Quarles and John C. Spooner.  
*Wyoming*—Francis E. Warren.

The PRESIDENT pro tempore. Seventy-two Senators having responded to their names, there is a quorum of the Senate present ready for the business of the session.

#### NOTIFICATION TO THE HOUSE.

Mr. PLATT of Connecticut submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled, and that the Senate is ready to proceed to business.

#### NOTIFICATION TO THE PRESIDENT.

Mr. HOAR submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That a committee consisting of two Senators be appointed by the Chair to join such committee as may be appointed by the House of Representatives, to wait upon the President of the United States and inform him that a quorum of each House is assembled, and that Congress is ready to receive any communication he may be pleased to make.

The PRESIDENT pro tempore appointed as the committee Mr. HOAR and Mr. GORMAN.

#### HOUR OF MEETING.

Mr. CULLOM submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

Mr. ALLISON. I move that the Senate adjourn.

The motion was agreed to; and (at 12 o'clock and 15 minutes p. m.) the Senate adjourned until to-morrow, Tuesday, November 10, 1903, at 12 o'clock meridian.

## HOUSE OF REPRESENTATIVES.

MONDAY, November 9, 1903.

At 12 o'clock m. the Members-elect of the House of Representatives of the Fifty-eighth Congress assembled in their Hall in extraordinary session in pursuance of a proclamation of the President of the United States, and were called to order by Mr. ALEXANDER McDOWELL, Clerk of the last House of Representatives.

The CLERK. Prayer will be offered by the Chaplain of the last House.

Rev. HENRY N. COUDEN, Chaplain of the last House of Representatives, offered the following prayer:

Infinite, all-pervading Spirit, God, our Heavenly Father, from whom proceedeth all things and from whom life and thought and action can not be apart, help us as individuals to show our gratitude for Thy goodness and wonderful works to the children of men by living to the highest conceptions of right and truth and duty, that Thy glory may be revealed in us and through us.

That Thy will may be done, keep Thy servant, the President of the United States, his councilors, the lawmakers of the nation, and those who shall pass judgment upon them ever in a receptive mood, that thus guided by Thy spirit we may move on as a nation harmoniously and in peace with all the world to greater achievements and grander victories till all shall know Thee and worship Thee in spirit and in truth, and Thine be the glory through Jesus Christ our Lord. Amen.

The CLERK. The Clerk will call the roll of Members-elect by States to ascertain whether a quorum of the House of Representatives is present.

The Clerk proceeded to call the roll, when the following-named Members-elect answered:

#### ALABAMA.

George W. Taylor.	John H. Bankhead.
Ariosto A. Wiley.	John L. Burnett.
Henry D. Clayton.	William Richardson.
Sydney J. Bowie.	Oscar W. Underwood.
Charles W. Thompson.	

R. Bruce Macon.  
 Hugh A. Dinsmore.  
 John S. Little.

#### ARKANSAS.

Joe T. Robinson.  
 R. M. Wallace.

#### CALIFORNIA.

William J. Wynn.  
 James C. Needham.  
 James McLachlan.  
 M. J. Daniels.

#### COLORADO.

H. M. Hogg.

#### CONNECTICUT.

Frank B. Brandegee.  
 Ebenezer J. Hill.

#### DELAWARE.

Henry M. Houston.

#### FLORIDA.

William B. Lamar.

#### GEORGIA.

John W. Maddox.  
 William M. Howard.  
 Farish C. Tate.  
 T. W. Hardwick.  
 William G. Brantley.

#### IDAHO.

Burton L. French.

#### ILLINOIS.

Benjamin F. Marsh.  
 George W. Prince.  
 Joseph V. Graff.  
 John A. Sterling.  
 Joseph G. Cannon.  
 Vespasian Warner.  
 Henry T. Rainey.  
 Ben F. Caldwell.  
 William A. Rodenberg.  
 Joseph B. Crowley.  
 James R. Williams.  
 George W. Smith.

#### INDIANA.

George W. Cromer.  
 Charles B. Landis.  
 Edgar D. Crumpacker.  
 Frederick Landis.  
 James M. Robinson.  
 Abraham L. Brick.

#### IOWA.

John A. T. Hull.  
 William P. Hepburn.  
 Walter I. Smith.  
 James P. Conner.  
 Lot Thomas.

#### KANSAS.

James M. Miller.  
 William A. Calderhead.  
 William A. Reeder.  
 Victor Murdock.

#### KENTUCKY.

South Trimble.  
 George G. Gilbert.  
 James N. Kehoe.  
 F. A. Hopkins.

#### LOUISIANA.

Joseph E. Ransdell.  
 Samuel M. Robertson.  
 A. P. Pujot.

#### MAINE.

Edwin C. Burleigh.  
 Llewellyn Powers.

#### MARYLAND.

J. W. Denny.  
 Sydney E. Mudd.  
 George E. Pearre.

#### MASSACHUSETTS.

Samuel W. McCall.  
 J. A. Keliher.  
 W. S. McNary.  
 John A. Sullivan.  
 Samuel L. Powers.  
 William C. Lovering.  
 William S. Greene.

#### MICHIGAN.

Henry McMorran.  
 Joseph W. Fordney.  
 Roswell P. Bishop.  
 George A. Loud.  
 Archibald B. Darragh.  
 H. Olin Young.

#### MINNESOTA.

C. B. Buckman.  
 Andrew J. Volstead.  
 J. Adam Bede.  
 Halvor Steenerson.

J. N. Gillett.  
 Theodore A. Bell.  
 Victor H. Metcalf.  
 E. J. Livernash.

Franklin E. Brooks.  
 John F. Shafroth.

George L. Lilley.  
 E. Stevens Henry.  
 Nehemiah D. Sperry.

Stephen M. Sparkman.  
 Robert W. Davis.

Rufus E. Lester.  
 James M. Griggs.  
 Elijah B. Lewis.  
 William C. Adamson.  
 Leonidas F. Livingston.  
 Charles L. Bartlett.

Martin Emerich.  
 James R. Mann.  
 William W. Wilson.  
 George P. Foster.  
 James McAndrews.  
 William Lorimer.  
 Philip Knopf.  
 William F. Mahoney.  
 Henry S. Boutell.  
 George E. Foss.  
 H. M. Snapp.  
 Charles E. Fuller.  
 Robert R. Hitt.

James A. Hemenway.  
 Robert W. Miers.  
 William T. Zeeor.  
 Francis M. Griffith.  
 Elias S. Holliday.  
 James E. Watson.  
 Jesse Overstreet.

Thomas Hedge.  
 Martin J. Wade.  
 Benjamin P. Birdsall.  
 Gilbert N. Haugen.  
 Robert G. Cousins.  
 John F. Lacey.

Charles F. Scott.  
 Charles Curtis.  
 Justin D. Bowersock.  
 P. P. Campbell.

Ollie M. James.  
 O. A. Stanley.  
 John S. Rhea.  
 David H. Smith.  
 Swanger Sherley.  
 D. Linn Gooch.

Adolph Meyer.  
 Robert C. Davey.  
 Robert F. Broussard.  
 Phanor Breazeale.

Amos L. Allen.  
 Charles E. Littlefield.

William H. Jackson.  
 J. F. C. Talbott.  
 Frank C. Wachter.

George P. Lawrence.  
 Frederick H. Gillett.  
 John R. Thayer.  
 Charles Q. Tirrell.  
 Butler Ames.  
 A. P. Gardner.  
 Ernest W. Roberts.

Alfred Lucking.  
 Charles E. Townsend.  
 Washington Gardner.  
 Edward L. Hamilton.  
 William Alden Smith.  
 Samuel W. Smith.

James A. Tawney.  
 James T. McCleary.  
 C. R. Davis.  
 Fred C. Stevens.  
 John Lind.